

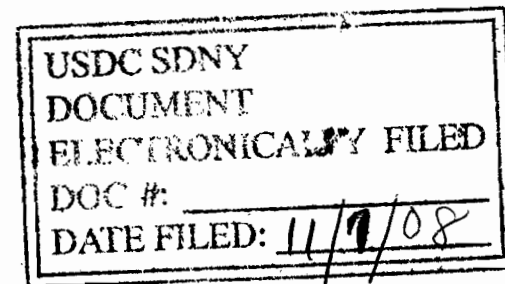
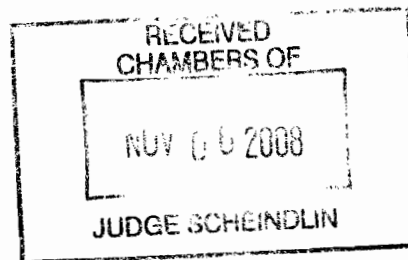
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In Re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability Litigation

Master File No. 1:00 - 1898  
MDL 1358 (SAS)  
M21-88

This document relates to the following case:

*Tonneson, et al. v. Sunoco, Inc., et al.*, 03 Civ. 8248  
*Basso, et al. v. Sunoco, Inc., et al.*, 03 Civ. 9050



*and ORDER*  
STIPULATION RE DEFENDANT EXXONMOBIL CORPORATION'S MOTION IN  
LIMINE CONCERNING FINANCIAL CONDITION

Plaintiffs and defendant ExxonMobil Corporation ("Exxon") hereby stipulate and agree  
as follows:

1. The issue of the amount of punitive damages, if any, for which Exxon will be  
liable will be severed from and tried after the jury's determination on the issues of liability and a  
finding Exxon acted with malice or conscious disregard.

2. Exxon will produce its latest annual and quarterly financial statements  
immediately after the jury's decision on the issue of liability for punitive damages, and, if  
needed, will immediately provide an appropriate witness to authenticate and explain these  
financial records.

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Doc. 2116

Dated: November 3, 2008

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So Ordered   
11/6/08